

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 1081 of 1994

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

GSRTC & 2

Versus

MANIBEN VALLABHBHAI WD/O VALLABHBHAI HARIBHAI

Appearance:

MR PRANAV G DESAI for Petitioner

None present for Respondent

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 04/12/98

ORAL JUDGEMENT

#. Heard the learned counsel for the petitioner.

#. This civil revision application has been admitted by this Court on 16.2.95 and interim relief granted by this Court reads as under:

Rule. By way of ad-interim relief it is directed

that the order impugned in the present shall operate only on condition that the respondent makes payment to the concerned petitioner of mesne profits amounting to Rs.400/= per month. The arrears to be paid latest by 30th June 1995.

#. The interim relief granted by this Court on 16.2.95 continues till date. The learned counsel for the petitioner is also in agreement that the respondent is carrying on his business of selling of sugarcane juice at S.T. bus station, Visavadar till this day. In view of this order, I consider it to be in the larger interest of both the parties that the suit itself be decided by the learned trial Court within a reasonable time.

#. The interim relief granted by this Court shall continue till decision of the suit. However, the learned trial Court, Civil Judge (J.D.), Visavadar, District: Junagadh, is directed to decide Regular Civil Suit 20 of 1993 within a period of six months from the date of receipt of writ of this order. Both the parties are directed to cooperate the Presiding Officer of the Court in disposing of that suit within stipulated period. In case, the learned trial Court is unable to dispose of the suit within six months from the date of receipt of writ of this order, it has to report the matter to this Court with reasons.

#. The civil revision application and Rule stands disposed of in terms aforesaid with no order as to costs.

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(sunil)